

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

June 15, 2000

DIVISION ONE

B123883 First American Title Company Of Los Angeles
v.
Burlison

Filed order denying petition for rehearing.

[illegible]

We reverse the summary judgment. Hunt is entitled to his costs on appeal.

Ortega, J.

We concur: Spencer, P.J.
Aragon, J. (Assigned)

DIVISION TWO

[illegible]

The judgment is affirmed.

Mallano, J. (Assigned)

We concur: Boren, P.J.
 Nott, J.

June 15, 2000-Continued

DIVISION TWO (Continued)

[illegible]

The judgment is affirmed.

Mallano, J. (Assigned)

We concur: Boren, P.J.
 Cooper, J.

B134261 People (Not for Publication)
v.
Holt

The judgment is modified to vacate the consecutive three-year terms on counts 1 and 2 and to impose consecutive terms of one-third the midterm or two years on each of those counts, for a total sentence of 20 years. In all other respects, the judgment is affirmed.

Mallano, J. (Assigned)

We concur: Boren, P.J.
 Nott, J.

B126972 People (Not for Publication)
v.
Burke

The judgment is reversed.

Mallano, J. (Assigned)

We concur: Boren, P.J.
 Cooper, J.

June 15, 2000-Continued

DIVISION TWO (Continued)

B132630 Goodman & Shapiro(Not for Publication)
v.
National Psychiatric Services, Inc.

The judgment is reversed. Each party to bear their own costs.

Mallano, J. (Assigned)

We concur: Nott, Acting P.J.
Cooper, J.

B130947 People (Not for Publication)
v.
Davis

The judgment is affirmed.

Mallano, J. (Assigned)

We concur: Boren, P.J.
 Cooper, J.

B130074 Rice (Certified for Publication)
v.
Crow et al.

The summary judgment is reversed and this matter is remanded to the trial court for proceedings consistent herewith. Appellant is to recover his costs on appeal

Mallano, J. (Assigned)

We concur: Boren, P.J.
 Nott, J.

DIVISION THREE

B132076 People (Not for Publication)
v.
Delapaz

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

DIVISION FIVE

B133216 People (Not for Publication)
v.
Flores

The judgment is affirmed.

Godoy Perez, J.

We concur: Grignon, Acting P.J.
Armstrong, J.

B138944 People (Not for Publication)
v.
Horowitz

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
 Armstrong, J.

DIVISION FIVE (Continued)

[illegible]

On remand, the trial court must exercise its discretion to either strike or impose the Penal Code section 667.5, subdivision (b), prior separate prison term enhancement in accord with all of the requirements of Penal Code section 1385, subdivision (a). In all other respects, the judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.
Armstrong, J.

B130059 Jeffrey Sax et al. (Not for Publication)
v.
Velimir Bilan

The judgment is affirmed.

Godoy Perez, J.

We concur: Turner, P.J.
 Grignon, J.

B131728 Samuel Von Croney (Not for Publication)
v.
Dan Lungren, as Attorney General et al.

The judgment is affirmed. Respondent(s) to recover costs.

Godoy Perez, J.

We concur: Grignon, Acting P.J.
Armstrong, J.

DIVISION FIVE (Continued)

B132828 People (Not for Publication)
v.
Mark Anthony Basta

The judgment is affirmed.

Godoy Perez, J.

We concur: Turner, P.J.
 Armstrong, J.

B132952 David Ernest Busch (Not for Publication)
v.
Ralphs Grocery Company

The judgment is affirmed. Busch is to pay Ralph's costs on appeal.

Grignon, J.

We concur: Turner, P.J.
 Armstrong, J.

B134635 People (Not for Publication)
v.
Maria Lupe G.

The clerk of the superior court is ordered to modify the disposition order to vacate the finding that the maximum period of confinement is 15 years to life, and to enter a finding that the total maximum period of confinement on count 1, including the enhancements for use of a deadly weapon and infliction of great bodily injury, is 13 years. As so modified, the orders are affirmed.

Weisman, J. (Assigned)

We concur: Turner, P.J.
 Armstrong, J.

DIVISION FIVE (Continued)

B128478 People (Certified for Publication)
v.
Melvin J.

The disposition order of October 23, 1998, that stayed a commitment to the California Youth Authority is affirmed. The subsequent order of November 18, 1998, lifting the stay of the California Youth Authority commitment and ordering the commitment into effect is reversed. The court is ordered on remand to conduct further proceeding and to make additional findings utilizing the provisions of former Welfare and Institutions Code section 777, subdivision (a), to determine whether the stay should be lifted.

Weisman, J. (Assigned)

We concur: Turner, P.J.
 Armstrong, J.

B132243 Robert Prescott Ladd (Not for Publication)
v.
Gail A. Whitley

The judgment is affirmed. Respondent Robert Prescott Ladd is awarded his costs on appeal.

Grignon, J.

We concur: Turner, P.J.
 Armstrong, J.

B133091 Communities For a Better Environment
v.
City of Santa Fe Springs

Filed order denying petition for rehearing.

June 15, 2000-Continued

DIVISION SIX

B132606 People (Not for Publication)
v.
Yanez

The judgment is affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

B127146 Kolkowski (Not for Publication)
v.
Tantec Magnetic, Inc. etc.

The order granting nonsuit is reversed. The order granting new trial is affirmed. Costs to Kolkowski.

Yegan, J.

We concur: Gilbert, P.J.
Coffee, J.

B130895 Ventura River County Water District (Not for Publication)
v.
Hibberd

The judgment is affirmed. Costs to respondents.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

June 15, 2000-Continued

DIVISION SIX (Continued)

B138047 Kranz (Not for Publication)
v.
Mrs. Olson's Coffee Hut

The judgment is affirmed. Costs are awarded to respondents.

Yegan, J.

We concur: Gilbert, P.J.
 Perren, J.

B133359 People
v.
Mitchell

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)